

02/17/98



10556 U.S. PTO

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

A  
#2  
Pro Amdt A  
M. Newman  
06-10-98

## ANTICIPATED CLASSIFICATION

## OF THIS APPLICATION

## PRIOR APPLICATION

DOCKET NUMBER

CLASS

SUBCLASS

EXAMINER

ART GROUP

5015C1

S. UNGAR

1806

## BOX PATENT APPLICATION

Commissioner of Patents & Trademarks  
Washington, D.C. 20231

Sir:

This is a request for filing a X CONTINUATION        DIVISIONAL application under 37 CFR § 1.60, of pending prior application Serial No. 08/449,903 filed on May 23, 1995; by Randall W. Nelson, Peter Williams, and Jennifer R. Krone for MASS SPECTROMETRIC IMMUNOASSAY.

Enclosed are:

- X 1. A complete copy of the latest inventor-signed prior application including a copy of the specification, the drawings, and the oath or declaration showing the original signatures. I hereby verify that the papers are a true copy of the latest signed prior application number 08/449,903, and further that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

- X 2. Copies of the original verified statements to establish small entity status under 37 CFR § 1.9 and § 1.27 which were filed in the prior application and such status is still proper and desired (37 CFR § 1.28(a)).

- X 3. The filing fee of (\$395.00) as calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION LESS ANY CLAIMS  
CANCELLED BY AMENDMENT BELOW

| FOR:                     | NO. FILED | NO. EXTRA | Small Entity<br>RATE | FEE      | or | Other than a<br>Small Entity<br>RATE | FEE      |
|--------------------------|-----------|-----------|----------------------|----------|----|--------------------------------------|----------|
| Basic fee                |           |           |                      | \$395.00 | or |                                      | \$770.00 |
| Total Claims             | 17 - 20 = | 0         | x 11 =               | 0        | or | x 22 =                               | 0        |
| INDEP Claims             | 1 - 3 =   | 0         | x 40 =               | 0        | or | x 80 =                               | 0        |
| MULTIPLE DEPENDENT CLAIM |           |           | + 130 =              | 0        | or | + 260 =                              | 0        |

TOTAL \$395.00 or TOTAL \$\_\_\_\_\_

- X 4. The Commissioner is hereby authorized to charge any fee which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment to Deposit Account No. 13-5100. A duplicate copy of this sheet is enclosed.
- X 5. A CHECK in the amount of \$395.00 is enclosed. (No. 2212)
- X 6. Cancel the original claims 1-30 from the original application and substitute claims 31-47 therefor before calculating the filing fee. Claims 31-47 include one (1) independent claim and 17 total claims. This is shown in the fee calculation above.
- X 7. The inventors of the invention being claimed in this application are Randall W. Nelson, Peter Williams, and Jennifer R. Krone.
- X 8. A Preliminary Amendment is enclosed (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application).
9. Amend the specification by inserting before the first line the sentence; ---This is a        continuation,        division, of application Serial No.                      filed                     ----
10. Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application.

08024988-021798

- X 11. Formal drawings are enclosed.
- \_\_\_\_ 12. Priority of foreign application no. / filed on \_\_\_\_\_ in \_\_\_\_\_  
is claimed under 35 USC § 119(a)-(d).  
\_\_\_\_ The certified copy has been filed in prior application serial no. \_\_\_\_\_ filed \_\_\_\_\_.
- \_\_\_\_ 13. The prior application is assigned of record to \_\_\_\_\_.
- X 14. The power of attorney in the prior application was entered appointing Richard R. Mybeck,  
Reg. No. 17,886, 8010 East Morgan Trail, Suite 10, Scottsdale, Arizona 85258-1234, Phone  
No. 602/483-1285.
- X a. The power of attorney appears in the prior application and a copy thereof is enclosed  
herewith.
- \_\_\_\_ b. Since the power of attorney does not appear in the original papers, a copy of the  
current power of attorney from the prior application is enclosed.
- X c. Address all future communications to Richard R. Mybeck, 8010 East Morgan Trail, Suite  
10, Scottsdale, Arizona 85258-1234, Phone No. 602/483-1285; FAX No. 602/483-7452;  
Attorney-of-Record.
- X 15. I hereby verify that the attached papers are a true copy of prior application Serial No.  
08/449,903 as originally filed on May 23, 1995.
- X 16. Certificate of Express Mail.
- X 17. Return addressed post card.

The undersigned declares further that all statements made herein of his own knowledge are true and  
that all statements made on information and belief are believed to be true; and further that these  
statements were made with the knowledge that willful false statements and the like so made are punishable by  
fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such  
willful false statements may jeopardize the validity of the application or any patent issuing thereon.

17 February 1998  
Date

Richard R. Mybeck  
Richard R. Mybeck  
Reg. No. 17,886  
Attorney of Record

February 17, 1998  
8010 East Morgan Trail, Suite 10  
Scottsdale, Arizona 85258-1234  
602/483-1285  
FAX 602/483-7452

CERTIFICATION UNDER 37 C.F.R § 1.10

EM284792151US  
Express Mail Number

February 17, 1998  
Date of Deposit

I hereby certify that this correspondence is being deposited with the United States Postal Service  
"Express Mail Post Office to Addressee" service under 37 C.F.R § 1.10 on the date indicated and is addressed  
to BOX PATENT APPLICATION, Commissioner of Patents and Trademarks, Washington, D.C. 20231.

17 February 1998  
Date

Richard R. Mybeck  
Richard R. Mybeck